IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

WYETH LLC, Plaintiff,	:	Civil Action No. 3:11-cv-02280-JAP-LHG
v.	:	**CONSENT ORDER ENTERING FINAL JUDGMENT**
NOSTRUM PHARMACEUTICALS, LLC, and NOSTRUM LABORATORIES, INC., Defendants.	:	***Electronically Filed***

THIS MATTER, having been opened to the Court upon the Complaint of Plaintiff Wyeth LLC ("Wyeth") seeking Judgment in its favor and against Defendants Nostrum Pharmaceuticals, LLC and Nostrum Laboratories, Inc. (collectively, "Nostrum") and the parties having mutually agreed to settle the above-referenced matter without further litigation; and the parties having agreed to jointly request the entry of a Consent Order Entering Final Judgment in this form; and the Court having considered the parties' Stipulation of Dismissal dismissing all claims, including any counterclaims and affirmative defenses relating to the subject matter of this action that could have been asserted by Nostrum, with prejudice, and requesting the entry of this Consent Order Entering Final Judgment; and for other and good cause having been shown:

It is, on this 9th day of Feb, 2012, ORDERED that:

1) Until the expiration of U.S. Patent Nos. 6,274,171 B1, 6,403,120 B1 and 6,419,958 B2, Nostrum shall not, and shall cause each of its and their affiliates to not, make, use, sell, offer for sale, or import the extended release venlafaxine hydrochloride capsules that are the subject of ANDA No. 200-430, except as and to the extent permitted under the License Agreement to be entered into between

and among the Parties and certain of their affiliates upon entry of this Consent Order Entering Final Judgment(the "License Agreement");

2) Nostrum, on behalf of itself and its affiliates, stipulates to the validity and enforceability of U.S. Patent No. 6,274,171 B1, U.S. Patent No. 6,403,120 B1 and U.S. Patent No. 6,419,958 B2.

3) Nostrum, on behalf of itself and its affiliates, stipulates to the infringement of U.S. Patent Nos. 6,274,171 B1, 6,403,120 B1 and 6,419,958 B2 through the making, using, selling, offering for sale and/or importing of the extended release venlafaxine hydrochloride capsules that are the subject of ANDA No. 200-430, except as and to the extent permitted under the License Agreement;

4) Nostrum, having agreed to settle the above-referenced matter without further litigation, and prior to having to file an Answer along with any affirmative defenses and counterclaims, acknowledges and agrees that this Court has personal jurisdiction over it for purposes of this litigation, as well as subject matter jurisdiction over the claims asserted in this litigation, as well as all affirmative defenses and counterclaims relating to the subject matter of this action that could have been asserted in this litigation, including, but not limited to assertions of noninfringement, invalidity, and unenforceability, all of which are dismissed with prejudice;

5) Wyeth has complied with the terms of the Decision and Order of the Federal Trade Commission, Docket No. 9297 (issued April 2, 2002);

6) Wyeth and Nostrum shall abide by the terms of this Consent Order Entering Final Judgment and any and all other agreements between the parties and/or their respective affiliates related to this Consent Order Entering Final Judgment; and

7) Each party shall bear its own costs.

8) This Court retains jurisdiction to enforce this Consent Order Entering Final Judgment and any other agreements between the parties and/or their respective affiliates related to this Consent Order Entering Final Judgment.

SO ORDERED, this 9th **day of** Feb**, 2012:**

Hon. Joel A. Pisano, U.S.D.J.

We hereby consent to the form, substance, and entry of this Consent Order Entering Final Judgment:

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Dated: February 7, 2012

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Dated: February 7, 2012

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